



012204

13281 U.S. PTO

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31353 U.S. PTO  
10/761410



012204

Date: January 22, 2004

Docket No.: 0038-0424P

## MS PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Yuji HANDA; Kazuki TAKAHASHI

For: DATA RECORDING APPARATUS AND DATA READING APPARATUS

Enclosed are:

- ☒ A specification consisting of nineteen (19) pages
- ☒ Four (4) sheet(s) formal drawings
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27
- ☐ Applicant does not claim priority
- ☒ Applicant claims the right of priority under the provisions of 35 U.S.C. § 119 and 37 C.F.R. § 1.55(a) based on Application No(s). 2003-014219 filed in Japan on January 23, 2003.
  - ☒ Certified copy(ies) is(are) attached hereto.
  - ☐ Certified copy(ies) will follow.
- ☒ Executed Declaration (☒ Original ☐ Photocopy)
- ☒ An assignment of the invention

012204

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- ☐ Application Data Sheet in accordance with 37 C.F.R. § 1.76
- ☒ Preliminary Amendment
- ☒ Information Disclosure Statement, PTO-1449 and reference(s)
- ☐ Other:
- ☐ Applicant requests early publication - \$300.00 publication fee
- ☐ Non-publication Request and Certification under 35 U.S.C. § 122(b) (2) (B) (i)

The filing fee has been calculated as shown below:

|   |                 |                 | LARGE ENTITY   | SMALL ENTITY  |
|---|-----------------|-----------------|----------------|---------------|
|   | BASIC FEE       |                 | \$770.00       | \$385.00      |
|   | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE FEE       | RATE FEE      |
| TOTAL<br>CLAIMS   | 8- 20 =         | 0               | X 18 = \$0.00  | x 9 = \$0.00  |
| INDEPENDENT<br>CLAIMS   | 4- 3 =          | 1               | x 86 = \$86.00 | x 43 = \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT<br>CLAIMS PRESENTED |                 |                 | + \$290.00     | + \$145.00    |
| TOTAL   |                 |                 | \$856.00       | \$0.00        |


- ☒ A check in the amount of \$896.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.
- ☒ Please send correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292  
 P.O. Box 747  
 Falls Church, VA 22040-0747  
 (703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
James M. Slattery, #28,380

JMS/clb  
0038-0424P

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Attachment(s)

(Rev. 11/30/03)